

DAE
JFW \$



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: F. William Studier Confirmation No.: 2367
Serial No.: 10/675,936 Group Art Unit: 1636
Filed: September 30, 2003 Attorney Docket: BSA 02-29
For: High Density Growth of T7 Expression Strains with Auto-Induction Option

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR EXCUSAL OF ERRONEOUS PAYMENT
OF SMALL ENTITY FEES UNDER CFR §1.28(C)**

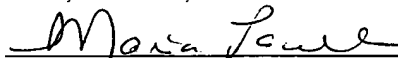
Sir:

The above-identified patent application and patent issuing therefrom were licensed to a Large Entity on May 13, 2003. Several of the fees in the application and maintenance fees were erroneously paid as a Small Entity since that time. Applicants are requesting an excusal of the fees paid in error. In accordance with the requirements of §1.28(c)(2)(ii)(A-D), details regarding the erroneous fees are set forth beginning on the following page.

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any papers referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

5/24/06
Date


Maria Pacella, Office of Intellectual Property and
Sponsored Research

06/01/2006 SLUANG1 00000013 023977 10675936

01 FC:1001	790.00 OP
02 FC:1051	130.00 OP
03 FC:1202	630.00 DA 370.00 OP

Fee Type	Date Paid	Small Entity Fee Paid	Current Fee for Large Entity	Deficiency Owed
<u>Application Filing Fees</u> Basic Fee (CFR § 1.16(a)(2)) 20 Claims in excess of 20 @ \$9/claim Total	January 2, 2004	385.00 <u>180.00</u> 565.00	790.00 <u>1,000.00</u> 1,790.00	405.00 <u>820.00</u> 1,225.00
Late Oath or Declaration Surcharge (CFR § 1.17(i))	January 2, 2004	65.00	130.00	65.00
Total Deficiency Owed				1,290.00

Pursuant to CFR § 1.28(c)(2), a check in the amount of \$1,290.00 covering the total deficiency in fees is enclosed.

Applicants submit that they have complied with the requirements of CFR § 1.28(c)(1) and (2) and request that the erroneous payment of small entity fees be excused.

If any additional fees are required, the United States Patent and Trademark Office is hereby authorized to charge Deposit Account No. 02-3977 for such a fee. A duplicate copy of this paper is enclosed.

Respectfully submitted,



Margaret C. Bogosian
Attorney for Applicant
Registration No. 25,324

Date: May 23, 2006

Margaret C. Bogosian
Patent Counsel
Brookhaven National Laboratory
Bldg. 475D
P.O. Box 5000
Upton, New York 11973-5000
(631) 344-7338

Adjustment date: 06/01/2006 SLUANG1
01/08/2004 CCHAU1 00000192 023977 10675936
01 FC:2001 385.00 CR
02 FC:2051 65.00 CR
03 FC:2202 180.00 CR